

MESSAGE NO: 9252203

MESSAGE DATE: 09/09/2009

MESSAGE STATUS: Active

CATEGORY: Antidumping

TYPE: LIQ-Liquidation PUBLIC ☒

NON-PUBLIC ☐

SUB-TYPE:

FR CITE: FR

FR CITE DATE:

REFERENCE
MESSAGE #
(s):

CASE #(s): A-475-818

EFFECTIVE DATE:

COURT CASE #:

PERIOD OF REVIEW:

TO

PERIOD COVERED: 07/01/2009 TO

Notice of Lifting of Suspension Date:

TO: { Directors Of Field Operations, Port Directors }

FROM: { Director AD/CVD & Revenue Policy & Programs }

RE: LIQUIDATION INSTRUCTIONS BASED UPON PARTIAL REVOCATION OF ADD ON
CERTAIN PASTA FROM ITALY (A-475-818); GLUTEN-FREE PASTA

MESSAGE NO: 9252203

DATE: 09 09 2009

CATEGORY: ADA

TYPE: LIQ

REFERENCE:

REFERENCE DATE:

CASES: A - 475 - 818

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PERIOD COVERED: 07 01 2009 TO

LIQ SUSPENSION DATE:

TO: DIRECTORS OF FIELD OPERATIONS
PORT DIRECTORS

FROM: DIRECTOR, SPECIAL ENFORCEMENT

RE: LIQUIDATION INSTRUCTIONS BASED UPON PARTIAL REVOCATION
OF ADD ON CERTAIN PASTA FROM ITALY (A-475-818);
GLUTEN-FREE PASTA

1. AS A RESULT OF A REQUEST FROM PASTA LENSİ S.R.L. AND
CONFIRMATION FROM NEW WORLD PASTA COMPANY, DAKOTA GROWERS PASTA

COMPANY, AND AMERICAN ITALIAN PASTA COMPANY (PETITIONERS), THAT
THE PETITIONERS ARE NO LONGER INTERESTED IN THE ANTIDUMPING
DUTY ORDER ON CERTAIN PASTA FROM ITALY, IN PART, WITH RESPECT
TO GLUTEN-FREE PASTA, COMMERCE HAS REVOKED THIS ANTIDUMPING
DUTY ORDER, IN PART, WITH RESPECT TO GLUTEN-FREE PASTA, AND
PUBLISHED THE REVOCATION IN THE FEDERAL REGISTER ON 08/14/2009.

1. THEREFORE, CBP IS DIRECTED TO TERMINATE THE SUSPENSION OF LIQUIDATION FOR ALL SHIPMENTS OF GLUTEN-FREE PASTA ENTERED, OR WITHDRAWN FROM WAREHOUSE, FOR CONSUMPTION ON OR AFTER 07/01/2008. ALL ENTRIES OF THE SUBJECT MERCHANDISE THAT WERE SUSPENDED ON OR AFTER 07/01/2008 SHOULD BE LIQUIDATED WITHOUT REGARD TO ANTIDUMPING DUTIES (I.E., RELEASE ALL BONDS AND REFUND ALL CASH DEPOSITS).

2. ENTRIES OF SUBJECT MERCHANDISE ENTERED, OR WITHDRAWN FROM WAREHOUSE, PRIOR TO 07/01/2008 SHOULD NOT BE LIQUIDATED UNTIL SEPARATE AND SPECIFIC LIQUIDATION INSTRUCTIONS ARE RECEIVED.

3. NOTICE OF THE LIFTING OF SUSPENSION OF LIQUIDATION OF ENTRIES OF SUBJECT MERCHANDISE ENTERED, OR WITHDRAWN FROM WAREHOUSE, ON OR AFTER 07/01/2008 OCCURRED WITH THE PUBLICATION OF THE NOTICE OF REVOCATION IN THE FEDERAL REGISTER (74 FR 41120, 08/14/2009).

4. THE ASSESSMENT OF ANTIDUMPING DUTIES BY CBP ON SHIPMENTS OR ENTRIES OF THIS MERCHANDISE IS SUBJECT TO THE PROVISIONS OF SECTION 778 OF THE TARIFF ACT OF 1930. SECTION 778 REQUIRES THAT CBP PAY INTEREST ON OVERPAYMENTS, OR ASSESS INTEREST ON UNDERPAYMENTS, OF THE REQUIRED AMOUNTS DEPOSITED AS ESTIMATED ANTIDUMPING DUTIES. THE INTEREST PROVISIONS ARE NOT APPLICABLE TO CASH OR BONDS POSTED AS ESTIMATED ANTIDUMPING DUTIES BEFORE THE DATE OF PUBLICATION OF THE ANTIDUMPING DUTY ORDER. INTEREST SHALL BE CALCULATED FROM THE DATE PAYMENT OF ESTIMATED ANTIDUMPING DUTIES IS REQUIRED THROUGH THE DATE OF LIQUIDATION. THE RATE AT WHICH SUCH INTEREST IS PAYABLE IS THE RATE IN EFFECT UNDER SECTION 6621 OF THE INTERNAL REVENUE CODE OF 1954 FOR SUCH PERIOD.

5. IF THERE ARE ANY QUESTIONS REGARDING THIS MATTER BY CBP OFFICERS, THE IMPORTING PUBLIC OR INTERESTED PARTIES, PLEASE CONTACT DAVINA HASHMI OR RON TRENTAM AT THE OFFICE OF AD/CVD OPERATIONS, IMPORT ADMINISTRATION, INTERNATIONAL TRADE ADMINISTRATION, U.S. DEPARTMENT OF COMMERCE, AT (202) 482-0984

OR (202) 482-3577 RESPECTIVELY (GENERATED BY O3:CH).

6. THERE ARE NO RESTRICTIONS ON THE RELEASE OF THIS INFORMATION.

CHRISTINE FURGASON

Company Details

*Party Indicator Value:

I = Importer, M = Manufacturer, E = Exporter, S = Sold To Party